IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.1166 OF 2005

Jijubhai Sonu Tavhare ..Petitioner.

Vs.

Special Land Acquisition Officer (22),
Pune & Ors. ..Respondents.

...

Mr. P.N. Karlekar for the Petitioner.

CORAM : DR.D.Y.CHANDRACHUD, J.

29th August, 2005.

P.C.:

The application under Section 48 of the Land Acquisition Act, 1894 was not maintainable once possession of the land has been taken. In these circumstances, no fault can be found with the impugned order dated 5th June, 2004 of the Additional Commissioner, Pune Division declining to exercise powers under Section 48. The Petition is accordingly rejected.